

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No 24-1151, 24-1182, 24-1202

**NON-BINDING STATEMENT OF ISSUES FOR PETITIONERS, UNITED
STEELWORKERS, INTERNATIONAL ASSOCIATION OF MACHINISTS
and AEROSPACE WORKERS, AND WORKSAFE, INC.**

Petitioners, United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union ("USW"), International Association of Machinists and Aerospace Workers ("IAM") and Worksafe, Inc., (collectively Petitioners), intend to raise the following issue in this proceeding:

1. Whether the Environmental Protection Agency regulation, 40 C.F.R. 702.39(f)(2), authorizing the Agency to "take into account reasonably available information, including known and reasonably foreseen circumstances where subpopulations of workers are exposed due to the absence or ineffective use of personal protective equipment" when evaluating the risks posed by a chemical substance is consistent with the requirements of the Toxic Substance Control Act?

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on June 19, 2024, using the D.C. Circuit's CM/ECF system, I served copies of NON-BINDING STATEMENT OF ISSUES FOR PETITIONERS, UNITED STEELWORKERS, INTERNATIONAL ASSOCIATION OF MACHINISTS, AND WORKSAFE, INC. on counsel of record.

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